STAND. COM. REP. NO. 2581

Honolulu, Hawaii

FEB 2 8 2014

RE: S.B. No. 2591

S.D. 1

Honorable Donna Mercado Kim President of the Senate Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2591 entitled:

"A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the chief of each county police department to submit a report to the Legislature by January 31 of each year covering misconduct incidents that resulted in suspension or discharge of a police officer during the calendar year immediately prior to the year of the report submission;
- (2) Specify the information each report must contain, including updated information from previous reports; and
- (3) Require the county police departments to retain the disciplinary records in accordance with their respective record retention policies or for at least six months after the final report concerning that incident, whichever period is longer.

Your Committee received testimony in opposition to this measure from the State of Hawaii Organization of Police Officers.

Your Committee finds that for over a decade, the only public information available concerning final suspensions of police



officers has been the annual report to the Legislature, required by section 52D-3.5, Hawaii Revised Statutes. However, these reports provide minimal detail. This measure improves the applicability of section 52D-3.5, Hawaii Revised Statutes, and creates a more informed public dialogue about misconduct by police officers.

Your Committee has amended this measure by:

- (1) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2591, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2591, S.D. 1.

Respectfully submitted on behalf of the members of the Committee on Judiciary and Labor.

CLAYTON HEE, Chair

The Senate Twenty-Seventh Legislature State of Hawai'i

Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:* SB 2591	Committee PSM,		Date: 9/35/16		
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)					
SHIMABUKURO, Maile S.L. (VC)					
GABBARD, Mike					
GALUTERIA, Brickwood		<i>J.</i> , _		4.1.	
IHARA, Jr., Les					
SOLOMON, Malama					
SLOM, Sam				***	1/
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TOTAL		5		·	2
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only one measure per Record of Votes